

REMARKS

Favorable reconsideration of this application as presently amended and in light of the following discussion is respectfully requested.

Claims 20 and 23-46 are pending in the present application. Claims 20, 24, 27, 29, 32, 34, 37 and 39 have been amended and claims 42-46 have been added by the present amendment.

In the outstanding Office Action, claims 20, 23-25, 27-30, 32-35 and 37-40 were rejected under 35 U.S.C. § 103(a) as unpatentable over Kashiwagi et al. in view of Abe et al.; and claims 26, 31, 36 and 41 were rejected as unpatentable over Kashiwagi et al. in view of Abe et al. and Okada et al. Further, the Advisory Action issued June 23, 2008, indicated that the previous arguments were considered but were not deemed to be persuasive, and the Examiner recommended amending the scope and independent claims related to the seamless and non-seamless pictures to be distinguishable.

In light of this indication, independent claim 20 has been amended to clarify that the method includes determining if a current object of the picture data is to be presented seamlessly or non-seamlessly with a previous object of the picture data, and creating the seamless presentation information for a corresponding object only when the determining step determines the current object of the picture data is to be presented seamlessly with the previous object and not creating the seamless presentation for the current object when the determining step determines the current object of the picture data is not to be presented seamlessly with the previous object such that the seamless presentation information includes a different structure based on whether or not the current object is to be presented seamlessly or non-seamlessly with the previous object. Independent claims 27, 32 and 37 include similar features in a varying

scope. These features are supported at least by the non-limiting examples shown in Figures 7A and 7B.

As discussed in the background of the invention, the conventional art records the seamless presentation regardless of whether or not the picture data is a moving or still picture, which unnecessarily increases the size of the navigation information file (see paragraph [0018] of the present Application). The present invention advantageously solves this problem by determining if the recorded picture data is a still picture or a moving picture, and creating the seamless presentation information for each object only when the recorded picture data is the moving picture.

As discussed in the previous response, Abe et al. merely discloses switching between video and still pictures and using a different compression scheme for still pictures and video pictures (see, for example, column 5, lines 13-32 of Abe et al.). Thus, combining Abe et al. with Kashiwaga et al. would merely result in different compression schemes being used.

Accordingly, it is respectfully submitted independent claims 20, 27, 32 and 37 and each of the claims depending therefrom are allowable.

Further, it is respectfully submitted the other rejection noted in the Office Action has also been overcome as claims rejected therein are dependent claims and Okada et al. also does not teach or suggest the features now recited in the corresponding amended independent claims.

In addition, new claims 42-46 have been added to set forth the invention in a varying scope, and Applicants respectfully submit the new claims are fully supported by the originally-filed application. For example, new claims 42-46 are similar to claims 32-36 but are method claims. It is respectfully submitted these new claims are allowable for similar reasons as discussed above.

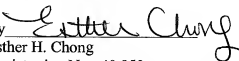
CONCLUSION

Should there be any matters that need to be resolved in the present application, the Examiner is respectfully requested to contact David Bilodeau (Reg. No. 42,325) at 703-25-8072, to conduct an interview in an effort to expedite prosecution in connection with the present Application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Dated: August 7, 2008

Respectfully submitted,

By 

Esther H. Chong

Registration No.: 40,953

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Road

Suite 100 East

P.O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000

Attorney for Applicant